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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

COMMISSIONERS

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BOB STUMP - Chairman
GARY PIERCE
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SUSAN BITTER SMITH

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MAR 13 2014

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
NACO WATER COMPANY, LLC FOR A
PERMANENT INCREASE TO ITS WATER
RATES.

DOCKET NO. W-02860A-13-0399

PROCEDURAL ORDER

BY THE COMMISSION:

On November 20, 2013, Naco Water Company, LLC. ("NWC" or "Company") filed with the Arizona Corporation Commission ("Commission") an Application for a rate increase.

On December 11, 2013, NWC filed an Amended Rate Application.

On December 20, 2013, the Commission's Utilities Division ("Staff") notified the Company that its application was found not to be sufficiency under Arizona Administrative Code ("A.A.C.") R14-2-103, and that the Company would have until January 6, 2014, to cure the indicated deficiencies.

On December 27, 2013, Staff requested, on behalf of the Company, an extension until January 24, 2014, to respond to the insufficiency findings. The request was granted by Procedural Order dated January 3, 2014.

On January 24, 2014, NWC filed a Response to Staff's Letter of Deficiency.

On February 10, 2014, Staff notified the Company that its application was sufficient pursuant to A.A.C. R14-2-103, and classified NWC as a Class C utility.

By Procedural Order dated February 13, 2014, the matter was set for hearing on September 4, 2014, and other procedural deadlines were established.

On March 11, 2014, Staff filed a Request to Suspend the Time Clock indefinitely. Staff states that prior to Staff's sufficiency finding, Staff had sent data requests to the Company on December 23, 2013, January 3, 2014, and January 28, 2014, to which the Company through its counsel declined to

1 respond prior to sufficiency. After issuing its sufficiency finding, Staff states that it agreed to reset
2 the time for the Company to respond to the previous data requests, and sent an additional data request
3 on March 7, 2014. Staff asserts that the responses to its data requests are necessary for Staff to
4 complete its review of the Application, and that because of the continuing lack of response from the
5 Company, Staff requests the time clock in this matter be suspended indefinitely.

6 Staff did not seek a continuation of the hearing date, but its assertions call into question the
7 viability of that date. Consequently, in order to establish a workable and reasonable schedule and to
8 address any potential disputes promptly, a Procedural Conference will be convened.

9 IT IS THEREFORE ORDERED that the **telephonic procedural conference** for the purpose
10 of discussing the procedural schedule and Staff's request to suspend the time clock in this matter
11 shall commence on **March 19, 2014, at 10:00 a.m.**, or as soon thereafter as is practical, at the
12 Commission's offices, **Room 218, 400 West Congress, Tucson, Arizona 85701**. The conference
13 call number to participate is 1 (888) 450-5996, code 457395#.

14 IT IS FURTHER ORDERED that if the Company has not yet mailed or published public
15 notice of the hearing in this matter, it shall not do so until after the scheduled Procedural Conference.

16 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
17 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

18 DATED this 12th day of March, 2014.

19
20
21 
22 JANE L. RODDA
23 ADMINISTRATIVE LAW JUDGE

24 Copies of the foregoing mailed
25 this 12th day of March, 2014 to:

26 Naco Water Company, LLC
27 PO Box 85160
28 Tucson, AZ 85754

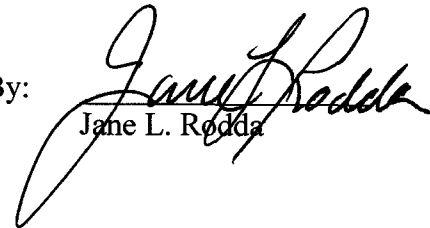
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